THE OLDEST WEST POINTER.

MR. FOUNG IS DEAD IN HIS DEED YEAR AND GEN. GREENE SUCCEEDS.

The Two Were Photographed Together Meethily and the Figure 1s Mercevith Respectively and the Islands of the West Point Military Academy, died yestorday afternoon at 1:30 o'clock, at his home, 465 West Twenty-third street. About a week ago he was taken ill with pneumonia. Mr. Foung was born at Youngstown, O., Nov. 25, 1750. The town was founded by his father, who had emigrated to what was then known as the "Connecticut Western Reserve," two years earlier. At the age of three, however, the boy was brought back to Whitesboro, N. Y., whore he passed his boyhood. His father was a farmer and surveyor, and when quite young the boy was placed with a surveying party whose work lay among the islands of Lake Ostazio. In 1817 he joined the party making



was survey for the Eric Canal. He received an appointment to West Point the following year, and was graduated in 1822. He was assigned to the Second Artillery, and was stationed successively at Philadelphia, at Washington, and at Norfolk. After serving four years he resigned from the army and took up the occupation of civil engineer. This was in 1826, and his first work was a preliminary survey for a canal to connect the ponds in Dutchess county with the Bronx Biver. The same year he laid out the line of the Juniata Canal in Pennsylvania. His first experience in railway surveys and construction was in 1829, when he made the survey for the extonsion of the Western Railway of Massachusetts to the Hudson Biver. The following year he was appointed inspector of construction on the Baitimore and Ohio Bailroad, and a year later resilient engineer of the Saratoga and Schenectady Railroad. He brought into use, while with this company, the first crossies that were ever put into an American railway. Previous to that time the rails had been laid on stone blocks, with the result that the life of

THE GRADE OF LIEUTENANT-GENERAL. Sill Another Effort to Revive It in Our Mittery Establishment.

WASHINGTON, Dec. 22.-Senator Hawley has tenant-General in the army, and authorizing the President to appoint to it, on confirmation by the Senate, an incumbent "to be selected from among those officers in the military service of the United States who have commanded armies in the field in time of war." This language would take in Gen. Howard as well as Gen. Schoffeld, but the latter is generally understood to be the one for whose benefit the

it will be observed that the bill is not put on the ground sometimes stated that the officer commanding the army ought to have the rank and pay of Lieutenant-General. The reason probably is that this view would be disputed. inasmuch as the commanding officer of the army has for several years been the senior Major-General, and no detriment of any sort has been suffered by that officer or by the service from his failure to possess higher rank. In the old army, long before the civil war, and up to the time that Gen. Scott received the title of Lieutenant-General, the highest rank for the commanding officer was Major-Gen-eral, and the brovet given to Gen. Scott was in recognition of his distinguished services in the Mexican war, and not at all for the pur-pose of alding him in the discharge of his rou-ting duties.

the duties.

It has sometimes been urged that a proper organization would be that of Brigadier-Generals in command of the geographical departments. Major-Generals in command of the divisions, and a Lieutenant-General over all. But inasmuch as our military divisions were abeliabed a lew years ago on the plea that they were useless incumbrances, there is no such argument available now, while the fact that the two junior Major-Generals command only denartments, like all the Brigadiers, relatively widens the distance between them and the senior Major-General, who commands the whole army. hole army. Healdes, it is perhaps thought that, since the

whole army.

Itesides, it is perhaps thought that, since the provision for making the commanding officer of the army a Lieutenant-tiperal would apply to the future, it might not be as easily carried through as a provision merely for a single appointment.

But, on the other hand, the measure in its present form encounters the obstacle that long ago Congress decided to stop promotions to the grade of Lieutenant General for military services. When ten, Sheridan received that honor more than twenty years ago it was expecially provided that the grade should hapse with his incumbency of it. At that time there were still living officers of higher rank than any now surviving, including the immediate commanders of flees latter. Among them may be mentioned the great names of Thomas and Meade. Presumably if Congress had been disposed to honor any officer more than it had already done for war services, it would have made prevision for so honoring one or both of those two men. But it decided that the line must be drawn in promotions to the grade of Lieutehant-General, and up to the present time the rule has not been changed. Of course it would be very gratifying to any number of officers who served in the civil war to get higher rank and pay on that account nearly thirty years after the close of that war, but this natural desire has hitherto not availed to secure a departure from the rule laid down so long ago.

The opponents of the pending measure may take the further ground that in the present

The opponents of the pending measure may take the further ground that in the present times there should be no increase of pay and allowances like that which would result from this oil. But that is comparatively a small matter, amounting to a few thousand dollars, and it has frequently been suggested that provision for extra allowances ought to be made for extra allowances ought to be made a commanding General of the army, who in Washington, and may be put to exresides in Washington, and may be put to ex-tra expresses from the nature of his command. The real ground of opposition is to reviving at this late day the lapsed grade of Lieutenaut-General without any particular reason of pub-lic importance.

Fourth-class Postmasters Appointed, Washington, Dec. 22.-The total number of fourth-class Postmasters appointed to-day was 61, of which 31 were to fill vacancies caused by resignation and death. Among the apatments were the following:

how lergy-Wiffeld Canther Changewater, vice Vising Castler, removed, Jaseph M. Schline, Fort He-polite Vice I. H. Achier removed. New York Advert Vision, Checkride, Vice B. H. John-Sch, respect George Toronacid, Greenbulle Confer-Nation V. Delliner removed F. B. Mayham, Holsart, North A. Lagar removed F. B. Mayham, H. Lagar removed F. B. Mayham, H. Lagar removed F. Lagar removed F. B. Mayham, H. Lagar removed F. Lagar removed F.

lited in a Hospital Ambalance.

John McGowan, 44 years old, of 159 West Fourth atreet, died in a St. Vincent's Hospital aminianca yesterday afternson. He was Aminutation vesterilar afterison. He was found suffering with deligium fremens at 272 West Fourth street. Instead of faking him to be the found and the found in the found at the found of the suffering of the federal to go for Hellevine Heapital. When we think a few hundred lead of the suitance to the horizontal it was discovered that the patient the least that the patient the heart that the patient the federal it was discovered that the patient the federal it was the federal at the fede

Committee yesterday afternoon, that the next meeting should be postponed until the night of Jan. I, when all of the Democratic members of the committee are expected to assemble at the Treasury Department and finally decide upon the internal revenue schedules. Representative Breckinridge of Arkanasa was the only member of the committee who spent any time in the committee room this morning beveral others, including Bourke Cockram, dropped in for a few minutes, but no conference of a formal or informal nature was held. "Absolutely nothing will be done by the committee until after the recess," said Mr. Breckinridge. "Fome of the members have already left the city, and others contemplate doing so, so that it will be impossible for the committee to get together and decide upon any changes. Of course, the individual members who remain in Washington will spend some time on the internal revenue schedules as a preliminary to suggestions to be made to the full committee at its next meeting."

A prominent Democratic member of the committee is authority for the statement that the committee is authority for the statement that the committee has practically decided to adopt the recommendation of Secretary Carlings that an additional tax of 10 cents a galion be put on whilekey.

SENATOR MILLS'S LIFE THREATENED.

Judge Miller. The Judge directed his attention to the law requiring the giving of a bond, and Mr. Harry King, who was with him at the time, qualified as his bondsman. The bond given was in the sum of \$100. Before Issuing the nermit Judge Miller heard proof which eatisfied him of the necessity for some preparation to protect the life of the Senator. The permit in this case was the first one issued under the law recently passed by Congress regulating the carrying of concealed weapons.

The Pollsh Crank Who Threatened Steven

BALTIMORE, Dec. 22.-The police have been

unable to locate Joseph Donjam, the Polish

Anarchist who, it is alleged, has been sending

threatening letters to Vice-President Steven-

Target Matches Between Yankee and Brit-

Washington, Dec. 22.-Letters received at

the Navy Department from Caliao tell of some

ship Yorktown and her Majesty's ship Hyncinth

target matches between the United States

ship Yorktown and her Majesty's ship Hyncinth with d-inch guns, and between teams from these two vessels with rifles. In the rifle match the British team won by twenty-four points. The Englishmen used Martin-Henry rifles and the Americans used Springfields. The teams were composed principally of officers. The distances in the 6-inch gun match were 1,100 and 1,200 varies, the thrist used being twenty feet in height, five feet submerged and fifteen feet above water. Of twelve shots fired the Yorktown placed eight on the centre vertical line of the target, two directly at the juxiaposition of the vertical and horizontal diameters. The match was won by the Yorktown by fifteen points.

Movements of War Vessels,

WASHINGTON, Dec. 22.-The cruiser Balti-

more arrived at Hong Kong to-day, thus prac-

tically completing her long, roundabout jour-

ney from the United States to the Asiatic naval

station by way of the Mediterranean, the Suez

station by way of the Meditorranean, the Suez Canal, and the Indian Ocean. Her acrival was reported to the Navy Bevartment by cable. The lialtimore will proceed to Yokohama, where she will become the flagship of the Asiatic station, relieving the old Lancaster on which liear Admiral Sherrett has its flag. The Lancaster will start for the United States on the arrival of the Baltimora.

The cruisor San Francisco, with Roar Admiral Benham on board, sailed from Triuload this morning for Itie, where she will become the flagship of the South Atlantic station. It is celimated that the vessel will reach kie in ten days.

The First Cruiser Columbia Accepted.

WASHINGTON, Dec. 22.-The Secretary of the

Navy to-day accepted the cruiser Columbia, the

fleefort vossel in the naval service, in behalf of the United States Government. The accept-ance is preliminary to the final trial of forty-sight boars at sea, which must take place within four months from to-day.

The Bulgith Milis Ace in I .

"Four was dult and unsettled on spring patents as as fluinth wills are making the market for Minnes."

ten days.

18h Tars.

Senator Frye's resolution, concerning the alleged Issue of a permit to land a Brazilian cable on the coast of the United States, the reply of the Secretary of State to the company was accidentally omitted. The letter was sent to the Secretary of the Senate this morning, and will appear with the rest of the correspondence. It is interesting, for the reason that it takes issue with the previous Administration as to the power conferred upon the Executive Department. Mr. Gresham in his letter says that there is no Federal legislation conferring authority upon the President to grant the permission asked, and in the absence of such legislation. Executive action of the character asked would have no binding lorge. the character asked would have no binding force.

The company now seeking to land its cable on the coast of the United States is the Cle Francaise du Teieuraphie de Paris à New York. Under Blaine sadministration the same privilege was asked and refused by Mr. Blaine, because the company held an exclusive cable privilege in Brazil, and permission could not be granted to land an American cable on the Brazilian coast. Mr. Blaine by his action assumed that he had the power to grant the request a position that is antagonized by Mr. tiresham. The company then went to Congress and sought to have their request granted, but after full investigation the Committee on Commerce of the Senate refused it. His Son Allowed to Carry a Pistol to Protect the Senator from a New Jersey Crank. Washington, Dec. 22.-As the result of an investigation by the police authorities of a report that an attempt was likely to be made to kill Senator Roger Q. Mills, the Senator's son and secretary. Charles H. Mills, has been licensed to carry a pistol for thirty days. The trouble grew out of Senator Mills's position on the Silver Repeal bill. When that question was under discussion a man living some-where in New Jersey addressed the Senator

SELECTED HIS DUPE AT RANDOM The Strange Ruse Adopted by a Thief to Rob a Brandway Store

oms of the Men in This City Who May Braw Prises—Applicants for the Offices of Naval Officer and Surveyor of the Port,

WARRINGTON, Dec. 22.-President Cleveland

and Secretary Lamont have been in frequent

consultation lately over the question of filling

portant appointments will be made during the

holiday recess of Congress. It is said here on

trustworthy authority that ex-Senator Me-Clelland of Westchester, John McGuire of

Brooklyn, Edward Grosse of the New York Staats-Zeitung, and possibly Robert G. Munroe

and Albert Orr will each draw a prize of some sort in the patronage lettery. There are

many applications on file for appoint-ment as Naval Officer, Surveyor, and

E. Palmer, Jr. On the Surveyorship list are

J. E. Palmer, Jr. On the Surveyorable listance Dr. M. J. H. Messemer, Peter J. Vreeder, C. H. Garrett, Joseph Fisher, J. P. Masterson, D. Lowber Smith, William A. Boyil, Thomas J. Brown, Charles Davia, J. M. Wratt, W. H. O'Dwyer, L. B. Foster, F. T. Campbell, Charles I. Lyon, and C. M. Mooner, If the fresident should make the contemplated appointments next week while the Senate is in recess, the appointees can be sworn in at once and begin to draw salary without waiting for their nominations to be acted upon, just as William A. Poucher, the new District Attorney, did.

John Hampton Hoge, United States Consul to Amoy, filed an answer with the Secretary of

State to-day to the charges affecting his in-

State to-day to the charges affecting his integrity. He called at the White House this morning, but did not see the President. In his letter to Secretary Greenaw, Col. Hoge denies the charges against him, alleging that they are the result of gossip, and that charges of perjury against some of the persons who father them are pending. As for the charge of Intoxication, tol. Hoge contents that he can trace his journey to ban Francisco by competent witnesses, who will testify to his good conduct.

It was decided at the secret meeting held

by the Democrats of the Ways and Means

Committee vesterday afternoon, that the next

In the letter from the State Department.

sent to the Senate yesterday in response to

Senator Frye's resolution, concerning the

the vacant Federal offices in New York State, and it is understood that some of the more im-

where in New Jersey addressed the Senator threatening letters, and the language was such as to induce an investigation. The New Jersey authorities were communicated with and their replies only confirmed the Senator's reasons for apprehending danger. It was reported that the man had indused in some of the threatening language in the State of New Jersey and had left his home early this week. Upon receipt of this news it was decided that some step toward protecting the Senator's life against the supposed crank should be taken, and it was determined that Charles H. Mills, the Senator's son, should go armed, in order to be of service should the occasion require it. This required a permit in order to protect the young man in case he should be arrested, and he burried to the police court, where he saw Judge Miller. The Judge directed his attention to the law papuring the giving of a bond. A young man and a girl entered Jammes's glove and notion store at 800 Broadway yesterday afternoon and asked to look at some rings. While the girl was examining one tray of rings the man stepped across the store and stole three rings from another tray. He was seen by Miss Louise Alexander, the private detective of the store who said to him "Mr. Jammes would like to see you in his private office, please.

The man walked toward the office, and tried to take the rings from his pecket and drop them as he walked, but the woman detective was too quick for him. She caught his wrist. He then admitted his guilt, and was arrested. On him was found a slongshot made by trying a stone in a large handkerchief. Pawn tickets were also found on him. The girl was arrested, too. The man said he was flichard Johnson. By years old, of 222 East Eleventh street, and the girl Francis Kiine. It years old, of 21 East Third erreet. She said that she had never seen Johnson before that day, and that she met him in fluber's Museum. After some conversation he asked her to go out and select a ring, as he wanted to give her a Christmas present, she consented, and they went out together.

The prisoners were arraigned in Jefferson Market Court yesterday afternoon. Johnson said that the girl's story was true, and that he was discharged, and he was held in \$500 ball for the. The man walked toward the office, and tried had never seen her before that morning. She was discharged, and he was held in \$500 ball for trial.

DESERTED HIS FAMILY.

Mr. Rehringer Called to Account After Seven Years.

threatening letters to Vice-Fresident Stevenson and other public men in Washington. Marshal Frey to-day said:

"Officers have been searching for Donjam since thiel brummend of the Government secret service apprised me of the crank's possible presence in this city, but nothing has been learned of the fellow. He is not nor has be heen, at the address given in his fast letter to Vice-Fresident Stevenson. 105 Entaw street, I consider the man a harmless crank, but I intend to catch him, just the same, if I can." Curcaso, Dec. 22,-Rudqlph Behringer, who says ho is President of the Mait Cleaning Machine Company of New York, was arrested by Detective Junger last night on a fugitive warrant. To-day he was taken to Manilowoe, Wis. to answer a charge of abandoning his family seven years ago. Behringer, who appears to be a man of means, lived at Manitowood at that time, but disappeared, leaving a wife and four children. He turned up in New York a Year ago, and it is said made considerable meney out of brewing machines, which he invented. He exhibited them at the World's Fair, and was seen at the Exposition by a friend of his wife. She resolved to prosecute him, and the officers have been looking for him for several months.

Attendant in his possession indicated that he had an office at 35 Nassau street, New York. Christian schultz of Lansing, Ill, was a partner with Behringer in the machine business. Schultz invested \$10,000 capital, and Febringer was to furnish the patent rights. Schultz says that Behringer disposed of the property prior to this time. Schultz has filed a bill to annul the partnership. at that time, but disappeared, leaving a wife

Clearing House Discussions. The Clearing House Association met yeslerday and determined one or two important points. James T. Woodward, President of the Hanover National Bank, had notified the assoclation at a previous meeting that he would bring up a resolution increasing the fee paid by outside banks to banks in the Clearing House as their areats. This ise has been \$2500 and Mr. Woodward's resolution increased it to \$500. Mr. Woodward's resolution was defeated most summarily by a vote of \$100. The association declarated the liability for loss on account of the Clearing House gold certificates issued in exchange for gold confidently by banks in the vauits provided by the Clearing House in the vauits provided by the Clearing House association. The association has now a vauit in the Mercantile Trust Company in the Equitable building. For years it has paid its gold coin balances at the Sub-Treasury. The association decided that in reas of any loss arising from the new departure, all the tanks in the Clearing thouse shall be assessed pro rata according to their capital and surplus. by outside banks to banks in the Charing

Exexuatr. Tenn., Dec. 22.-The beiler at the Alexandria Lumber Milis, neroes the river from Knexville, exploded to-day. Four men are known to have been killed.

They were Jim Whittle, Walter Cowles, Louis Palmer, and Sherstood Dupes, Cowless's body, was blean into the Holston River. The injured are Josh Massey, Thomas Blair, and bol Henry

LIVE WASHINGTON TOPICS. INDIA'S CONSULTATION OVER THE FEDERAL OFFICES IN NEW YORK.

WORLD'S FAIR EXHIBIT,

247 and 249 Fifth Ave.

NOVEL AND ORNAMENTAL Christmas Gifts.

Internal Revenue and Customs Collector throughout the State. Among the recorded Silverware, Brass, Ivory, Rugs, Wood Carvings, applicants for appointment as Naval Officer are Aaron Kahn, Col. Silas W. Burt, F. W. Ba-Stuffs, and Antiques con, John McGinnis, Jr., C. A. Wills, Charles S. Carey, James W. Toppin, Issae Tuck, and

FROM ALL PARTS OF INDIA.

Beautiful Works of Art at Very Moderate Prices.

OPEN EVENINGS.

## **VAN GAASBEEK & ARKELL**

A Champion Swindler-Wanamaker One of His Vietime-Robbed fits Own Bank. Baltimone, Dec. 22.-H. Hart, who was the

President of the State Bank of Buckley, Wash., was arrested here yesterday on the charge of embezzling \$30,000 of the funds of that bank. The authorities of Buckley offered a reward of \$1,000 for Hart's arrest.

Hart is said to have many allases and to have conducted his swindling operations in Baltimore, and he was at one time known as the champion billiard player of Maryland. His name then was Louis D. Kann. He is six feet high, weighs 105 pounds, is 47 years old, but looks younger.

Here is what the police say of him: "He is a Mason, a member of the Order of the Mystic Shrine, and presumes a great deal on the order in his operations. He sometimes disguised himself as a Catholic priest. In 1870 or 1880 he failed in business, and it is alleged, swindled his creditors, in Oskaloosa and Ottumwa, Ia. He went from there to Galt. Oat. where he opened a large boot and shoe store under the name of Hershman & Co. He falled there and swindled his creditors in 188%. He then went to Augusta, Ga., where he went into the wood, oil, and turpentine business. He failed there, too, with similar results to his

the wood, oll, and turnentine business. He failed there, too, with similar results to his creditors.

Richmond, Ind., he hext visited. He conducted a wholesale grocery store, but sold out with loss to his creditors in 1887. He then lived on a farm near Philadelphia for a short time. He soon bobbed up in the Quaker city as L. L. Cant., wholesale cigar and wine merchant. He remained in business about a rear and then sold out. He got ahead of the United States dovornment in the revenue taxes. More creditors suffered. Harr also swindled expostmaster-General John Wanamaker out of a considerable sum. He next turned up in Skowhegan. Me., where he engaged in the wholesale slose and boot business. Here for the first time he used the name of light.

He finally want to Ruckier, Wash., where he started a State lank and became its President. About a year ago he ran for County Treasurer and came very near being elected, lie left there on Nov. 15, when his accounts were found to be \$30,000 behind. In the '70s Hart was also in husiness in Stillwater and St. Paul, Minn., and also in Atchison. Kan., and Halitax. N. S. Hart has four sons and has been twice married. His first wife died in a lunatic avulum in Halifax, N. S. He married his second wife in Oskaloosa, Ia. Her teoole live there. He has a sister in Philadelphia named Rosa Heimer."

covered by Mrs. Jameson, one of the tenants. She aroused the other tenants, most of whom were still asleep. Thirteen families in all lived

were still seleep. Thirteen families in all lived in the house.

Henry Snyder, the janitor, and his daughter Emma, lived on the first floor, rear. Emma was awakened by Mrs. Jameson, and, calling her father, who is over 70 years old, she started down stairs. On the way down the old man was overcome by the smoke, but his daughter succeeded in dragging him to the street. In the mean time the other tenants were hurrying from the building by way of the stairs, the fire escapes, and the roof.

The firemen quickly put out the flames, which did about \$250 damage. It is said that there are simpletous circumstances connected with the origin of the fire, and that the Fire-Marshal has been asked to make an investigation.

MRS, LANGLEY'S AMENDED COMPLAINT.

ents in Her Divorce Suit, When Mara Belle Langley began her second suit against Millionaire William H. Langley for an absolute divorce in the Supreme Court in Brooklyn, a few weeks ago, the names of the co-respondents were not turnished. Ex-Judge leorge G. Reynolds, Mrs. Langley's lawyer, explained that the omission was made so that the defendant might not have an opportunity

the defendant might not have an opportunity to tamper with the winesses.

The Court refused to grant any alimony owing to the indefiniteness of the complaint, and ordered a bill of particulars. Testerday the plaintiff furnished the names of the curespondents in a supplementary combinity. They are Carrie Graham, Sirs, Norah Davids, whose maiden name was Nora Surdecker, and Miss Stella Briggs. The latter, it is alleged, was Mr. Langley's companion in some crutaes on his yacht Comet.

The D. G. Yaungling Brewing Company

ALBANY, Dec. 22.-The D. G. Yuengling Brewing Company was incorporated to-day with the Secretary of State, with a capital of \$1,000,000. The business will be carried on, This corthe same as now, in New York city. poration is a reorganization of the D. C. Yuengling Jr. Brewing Company, the plant Yuengling Jr., Brewing Company, the plant of which was purchased at a foreclesure sale, in accordance with such reorganization plan, in Seatember last, by Samuel Untermeyer. The directors of the new corporation are theorge M. Hard of Grand View, N. L., Valentine F. Snyder, Henry Steels, Edward C., Schaler, William M. Fliess, and Isane Dunenberg of New York city, and David Tuengling, Jr. of Orange, N. L. the foreclesure sale was brought about through a said instituted by the Farmers' Loan and Trust Company, to foreclese a merigage overing the ordine plant of the brewing company, which was given to accure an issue of honds by the company in the sum of \$1,500,000, default havent been parisched and inflatest of the beauty made by the company in the paying principal and interest of the bonds.

Chelstm a Exercises at De La Maile Institute, The Christmas exercises at 1)s La Salle Institute were held inst evening, and were attended by a large audience, composed of the relatives and friends of the students. The regramme included yoral and instrumental numbers by the choir and oreliestra of the institute, and restations and the reading of essays by the students. The Christmas bolidays extend to Jan. 8.

## **BRAIN WORKERS**

WINCHESTER & CO., Chemiata, 160 William St., New York.

MIS. CUMMINOS FINED.

It Was She Who Protested that the Police Hald on Her House Was an Outrage. Mrs. Annie Cummings was fined \$50 in the Court of Special Sessions resterday upon the charge of keeping a disorderly house at 40 and 42 West Twenty-fourth street. Mrs. Commings is the woman whose house was raided on the night of Dec. 13 by Capt. Schmittberger's detectives, and whose arrest caused unfavorable comment in reference to the action of the police. It was asserted in certain newspapers that the house was a perfectly respeciable one, and the police were charged with deliberately raiding a respectable house in order to demonstrate the likelihood of makin order to demonstrate the likelihood of makling mistakes should the indiscriminate raiding of alleged disorderly houses be carried on.
Mrs. Cummings, it is said, threatened to bring
suit against the Police Department for defamation of character, alleging that an agent
from Capt. Schmittberger bad called on her
after the raid and had offered to hush the
whole thing up for \$100. She is also reported
to have gone to Dr. Parkhurst with this story,
as an instance of the alleged blackmail carried
on by the police.

to have gone to Dr. Parkhurst with this story, as an instance of the alleged black mail carried on by the police.

In view of all this, Capt. Schmittberger, who was on hand as a witness in the Court of Special Sessions yesterday, was not a little surprised when a plea of guilty was entered in behalf of Mrs. Cummings. The Captain had a large number of witnesses in court to establish his case, and he asserts that he was also prepared to prove that the same woman had been arrested on March 7, 1888, for keeping a disorderly house at 221 Fast Thirteenth street.

M. D. Cummings, who says he is Mrs. Cummings's son, said last evening that his mother's lawyers had entered the plea of guilty without her cansent and entirely against her wishes. He added that she was much dissatisfied with the lawyers' action, and still insisted upon her innocence of the charge made against her.

AN ILLINOIS MINE ON FIRE,

bling to Get Out, but All Escape. Pronts, Dec. 22.-Late yesterdar afternoor there was an explosion in the main shaft of the Chicago and Minonk Coal Mining Company. The shaft was running with a force of 300 men. George Erbland struck a match to light his torch. He was standing near a large can of kerosene oil and there was instantly at

Minn, and also in Atchison, kap, and Halifax, N.S. Hart has four sons and has been twice married. His first wife died in a lunatic asylorida. His first wife died in a lunatic asylorida, wife in Oakaloosa, la. Her teople live there. He has a sister in Philadelphia named Rosa Heimer.

\*\*LEFT TUEIR BEDS IN A HURRY.\*\*

Thirteen Families Roused from Slumber by an Early Moratog Fire.

Fire started in the collar of the five-story double tenement at 502 Fast Twelfth street early yesterday morning, and it had begun to eat its way up the airshaft when it was dis-

THE TEACHER'S FACE SLAPPED.

Mrs. Johnson Said Her Daughter Was Abused in a Brooklyn Public School, Mrs. Mary Johnson of 190 Prospect street

was charged before Justice Walsh, in the Adams Street Police Court, in Brooklyn, yesterday, with assaulting Miss Mary E. Mullen, a teacher in the primary department of Publi school 7, in Bridge street.

Mrs. Johnson went to the school on Thurs-Mrs. Johnson went to the school on Thursday, and, without giving any explanation, rushed up to the desk and slapped Miss Muilen in the face two or three times. She told Justice Waish that Miss Muilen had been abusing her daughter because the girl's writing was not up to the standard, and that she went to the school to remonstrate with the teacher. Miss Muilen denied that she littreated the girl, and said that the assault was unprovoked. The examination was adjourned.

The Validity of the Late James Phalen' ALBANY, Dec. 22.-The Court of Appeals today affirmed the judgment of the lower court in the matter of the application of Charles James Phalen for the revocation of the last will and testament of James Phalen, deceased, James Phalen, a gentleman of wealth, a citi-ren of New York, but resident in Paris, died ren of New York, but resident in Paris, died there on Jan. 20, 1887, leaving a widow, two daughters. Florence Comtesse de Gabriae and Catharine, the wife of Count de Nerbonne Jara, and an only son, Charles James Phaien, the petitioner. Three days before he died he revised the provision of his will, giving his son an equal portion with his sisters and the control and right of disposition of his share, and placing his share in the hands of trustees for life. The sen was at the time an inmale of a mad house at Stuben, Switzerland, placed there, as his counsel alleges, at the instigation of his sisters and brother-in-law, who had him loroibly selzed. The respondents allege that the appellant was unfit to control his property, that that the latter therefore placed it in trust. By to-day's decision the validity of the will is sustained.

Marcus Bebro Arrested

Marcus Bebro of England has been arrested and put in Ludiow street jail in the suit of Fannie J. Lemont, assignee of Charles O. Lemont, an employee, to recover \$8,000, two years' salary. Bebro owned certain English rears salary. Before owned certain English letters patent for a rotary numbering machine, and, as alleged, he engaged Lemont on Oct. 20, 1801 at a salary of \$4,000, to aid him in intraducing the machine and organizing a company. It is a company of the flotary Ticket Frinting and Numbering Machine temperar, with a capital of \$40,000. Lemont says he was personal to give two personal notes for \$5,000 cach which believes the world leave. These notes he says have not been paid and Lemont has not roccised any salary.

## RUBBER COODS

suitable for Holiday gifts, including new styles in MACKINTOSHES, TOYS, BALLS, DOLLS, SILK TOL-LET ARTICLES, &c. Full assert-

INSPECTION INVITED

HODGMAN RUBBER COMPANY,

200 ST. SYOUE OPEN EVENINGS

UNTIL CHRISTMAS.

The pail leavers were 3. Pierpont Morgan, John trosby Brown, Angus, Deimmat, George 2. trane. Hertert I. traces Idward Sing, Alexander 1. Irving, Heart M. Alexander Henry B. Hole, William t. Straigs, Bedrace Parter, James B. tarter, John J. McCao, Dr. T. to Thomas, Charles S. Smith, H. O. Blave meyor, Henry Hitten and traces M. Pescholy of Biston. The Union Longite the City the Taxabe, the Lawrer's and the Hown Town dails were represented in the church. The body will be faken to a mutridge Mass, on the multight express to-night, and will be intered in Mount Auburn Cemeters. BROADWAY. 21 WEST, 23D ST., Cur. Grand St., 51H AV. HOTEL.

MISTAREN FOR A BURGLAR AND SHOT. Mr. Johnson of Porth Amboy Got Rome Late and Did Not Absert & Challenge.

James Johnson was mistaken for a burglar and shot in his own house at 50 Jefferson street, Perth Amber, early resterday morning. It is doubtful if he can recover.

been awakened by a false alarm. The noises continued, and after a time the Sofields made

out that some one was walking about in the

Johnsons' rooms overhead. Mr. Johnson does

THE BRIDEGROOM MISSING.

The Bride Finds Him, it is Said, and They Are Married Quietty.

The friends of Hulda Hemminger, a young

and pretty brunette, are wondering why William Best, to whom she was to have been mar-

ried on Wednesday night at the home of her

uncie, John Reinscher, at 62 Ralph avenue,

Brooklyn, didn't appear. Miss Hemminger

was in her bridal robes, the guests were there,

and a feast had been prepared. After waiting a reasonable time she dismissed the guests.

a reasonable time she dismissed the guests, it is said, and then left the house in search of her lover. It is said she found him, that they were quietly married, and are now living in a flat in Williamsburgh.

Best is the son of a storekeeper at Great Neck, Long Island. He quarrelled with his father two weeks ago, and left the village, taking along his tools. Miss Hemaninger also lived in Great Neck, and when Best left she went away, too. Her mether was opposed to her marriage, and she went to her uncle's house, and, it is said, induced him to let the marriage take place there. Neither Miss Hemminger's mother nor Best's father could tell yesterday what had become of the couple. At Reinacher's house it was said last evening that the girl and Best had been married.

FLUNG A CHICKEN AT THE OFFICER.

A Couple of Poultry Thieven Captured and

Two thieves opened the transom of Joseph

Flaucher's butcher's shop at 1.401 Lexington

avenue early yesterday morning. One of them

climbed into the shop and tossed a large and

varied assortment of poultry out to his companion, who packed them in a bag and took

them to Lexington avenue and Ninety-seventh

street, where he proceeded to stow them away in a hollow in the rocks in a vacant lot at that

point. Policeman Bierhoff, who had watched

the operation, went to summon Policeman Blake. While he was gone the man in the shop became alarmed and joined his compan-ion in the street.

Says Ris Confidential Clerk Robbed Him,

bathing pool at the Exchange, and his physi-

sian made him give up all work and advised

him to travel for five or six months. Magor

gave John G. Sherwood, a trusted employee,

who lives at 150 West Ninety-first street, a power of attorney to act for him, and started

Arrest of the Proprietor of au Illustrated

Weekly.

Levi Rosen, proprietor of Broadleay, a weekly

illustrated parer with offices on Union square,

was arrested by a United States Marshal yes

terday at the instance of Anthony Comstock. He is charged with sending obscene matter

through the mails. The particular obscene

matter is an edition of Broadcon printed on April 24, 1863, and called the "Tenderloin

April 24, 1883, and called the Tenderloin Edition." Mr. Comstock first had d. Quintus Brooks, managing editor of the pater, arrested, but he was tried in the i-mited states. District Court on Wednesday and acquitted. At this trial it came out that Brooks was only an employee and that loses was the responsible head of the publication. Commissioner is bised as held Rosen in \$2,500 bail, which was furnished by Joseph Ensenthal, who said he lived at the St. cloud Hotel.

Mr. Schliemann Refused to Resign.

terday the conclusion of his correspondence with Excise Commissioner John Schlismann.

He had asked Mr. Schliemann to resign be

Funeral of George 4: Magona.

C. Magoun were held at 4 o'clock resterday

afternoon in the Fifth Avenue Presbytering Church. The Rev. Pr. John Hall officiated.

The pull leavers were J. Pierpont Morgan.

The funeral services over the body of George

nuse the Commissioner voted to grant a

Mayor Boody of Brooklyn made public yes-

wood is 28 years old and unmarried.

William A. Magor is a broker doing business at room 408 in the Produce Exchange. Last July he injured his spine while diving in the

Their Booty Recovered.

Some months ago there was a burglar about the house, and since then the Johnsons, who occupy the second floor, and the Sofields, who Boys.) Come into either of our live on the ground floor, have been on the Broadway Stores, select your lookout for thieves. On Thursday night Mrs. Johnson and the Sofields went to bed at the choice, and whatever the former usual hour. Mr. Johnson, who keeps a clotiving store at 20 Smith street, had gone to New price, we allow a 25 per cent. York and had not returned at bedtime. About half-past 12 the Sofields were aroused by some discount. "Do we count the cost?" No, we don't one prowling around on the plazza and apparently trying to get into the house. They gath-Mackintoshes reduced to \$3, \$5, \$7.50 and \$10. ered in the sitting room before the fire and listened to the noises to make sure they hadn't

HACKETT, CARHART & CO.

Overcoat buyers, (Mon and

253 & 267 B'way below Chambers St 420 & 422 B'way corner Canal St.

Open late this evening.

THE BUILDING WAS SHAKING,

Johnsons' rooms overhead. Mr. Johnson does not alwars come home early, and they thought at first that Mrs. Johnson might be getting Mr. Johnson romething to eat.

Suddenly there came a noise louder than the rest, and then the Sofielda, standing alert in their sitting room, heard loud raps on the floor. That was Mrs. Johnson, radly scarred and trying to wake up the Sofielda, standing alert in their sitting room, heard loud raps on the floor. That was Mrs. Johnson, radly scarred and trying to wake up the Sofielda, as they afterward learned. Next Mrs. Johnson opened the door of her room and screamed down the stairs. Burglars! Burglars, and some other things which the Sofields did not recally easterday. George Sofield and his son Adolphus rushed up stairs. The rounder Solidid was first and he earried a 32-calibre six-shoofer. They located the supposed burglar in the dining room. Adolphus could not remember vesterday whether in his scritement he opened the door or whether it was opened from inside. But when it was open he saw directly in front of him the figure of a man. He demanded:

"Who are you?" There was no answer and he asked again. "Who are you?"

No answer came, and getting accustomed to the darkness, he saw the man coming toward him with one arm raised. He lived instantly and the man dropped.

At the sound of the shot Mrs. Johnson came to Justice Stackler and the Fourth District Court Moved Rather Suddenly Yesterds Shortly after Justice Steckler began the rearing of cases yesterday morning in the Fourth District Court a policeman rushed into the room and informed him that the building was shaking and might collapse at any moment. The court room and the hallway were crowded with persons anxious to have their cases disposed of before the expiration of Jus-tice Steekler's term. There were probably over 800 persons in the building when the Judge suddenly rapped on the desk for order, With the exception of a few court officers who had overheard the words of the policeman, no one present had the slightest suspicion of the danger. In a quiet, matter-of-fact way Justice

the darkness, he saw the man coming toward him with one arm raised. He fired instantly and the man dropped.

At the sound of the shot Mrs. Johnson came running out of her room with a lamp, in her hand. She started forward to look at the supposed burglar, but stopped almost instantly with the cry:

"Oh, my hushand?"

The Sofields were dismayed, but they recovered quickly, and after assisting Mrs. Johnson, three dishers at the solid of the cry of the sofields were dismayed, but they recovered quickly, and after assisting Mrs. Johnson, They found an univ hole in his throat right under the chin. Adolphus Sofield hurried to get Dr. H. Martin Brace. Dr. Brace saw the wound was serious and that the builted had penetrated so far that it could not safely be extracted. Last evening it was thought that Mr. Johnson might die before morning.

Adolphus Sofield was arrested by Chief of Poice Burke and committed by Judge Dillon to the country sail at New Brunswick. He is engineer of the tugloat Lulu, of which his father is Captain.

It was learned that Mr. Johnson got back to Perth Amboy from New York at 10:30 o'clock on Thursday night, two hours before he got home. Why he had such a hard time getting in, and why he did not answer Adolphus Sofield's questions, might to explained by the statement of Chief Burke to the effect that he was intoxicated. Stockler said: "For reasons which I will explain later, this ourt will now be adjourned. I will hear the rest of the cases in the Jefferson Market buildng. I am told that there are many people in the hall, so to avoid accidents I must reques that you will depart in a quiet and orderly

manner.' Several lawyers protested, but the Judge, call-

Several lawyers protested, but the Judge, calls ing them aside, explained the situation. In a few moments the room was cleared, and the people were assembled in the street. They were then informed for the first time of the condition of the building. Many remained near it for several hours expecting to see it fall. Justice Steckier held court for the remainedr of the day in the Jefferson Market building.

An examination of the Fourth District Court room revealed the fact that the floor room revealed the fact that the floor and sagged in the middle between two and three inches. When subjected to the alightest strain the floor wheated porceptibly. The room is on the second floor of the Forence building, a five-story brick and iron structure on the corner of Second avenue and First street. It is owned by Edwin J. Einstein, who has an office on the third floor. The ground floor is eccupied by a saloon and a restaurant. On the second floor, besides the court room, there is a large dancing hail. On the fourth and fifth floors are meeting rooms, which are leased by indees and societies. The building was put up nineteen years are, and according to Janitor flatz was condemned shortly after it was completed. New foundations were put in, and it was then declared to be sale.

Deputy Superintendent Vreeland of the Building Department said yesterday that he did not know whether the building kad ever been condemned. He was also unable to say when or by whom it had last been inspected. Inspector John O'Connor was ordered yeaterday to make an investigation and to take such steps as he considered necessary to make the building safe. Justice Steckler will hold court at the Jefferson Market building for the balance of his term if Inspector O'Commor decides that the Florence building is unsafe.

TO EXPORT NEGROES TO AFRICA. The Beiglan Government May Rarnish Free Transportation.

BIRMINGHAM, Ala., Dec. 22 .- J. H. Daniels, formerly a New Yorker, but recently a resident of Missouri, has a plan for the removal of a large part of the negroes of the South to the Congo Free State and other African countries. Mr. Daniels has begun work on his scheme, and at this time feels very much encouraged over its ultimate success.

He has written to Alfred Le Ghatt, the Belgian Minister and Envoy Extraordinary at Washington, asking him what inducements the Belgian Government would offer a colony of some 20,000 intelligent negro emigrants from Alabama and Georgia, for settlement in the Congo Free State.

Minister Le Ghatt resulted that as such texts.

of some 20,000 intelligent negro emigrants from Alabama and Georgia, for settlement in the Congo Free State.

Minister Le Ghait replied that no such proposition had ever been made before, and he could not say positively what his Gevernment's policy in the matter would be. He said he thought the chances were that the Congo Government would furnish transportation to a good class of emigrants. He asked Mr. Daniels to advise him, with particulars, as to what class of emigrants he would furnish, what sort of tradesmen, whether some would serve as soldiers, &c. Mr. Daniels replied that he could furnish as many emigrants as the Congo State might want. They would all be good citizens and almost every trade and profession would be represented among them.

He explained that the negroes of the South were anxious to go to Africa, in the first place, to redeem their fatherland from ignorance and heathenism; secondly, because they realized that the white people of America would never recognize them as equals and, lastly, because they believed their continued residence in this country would result in a race war. Ion in the street.

The policemen came upon them as they stood talking near the butcher shop. One of the thieves flung a chicken in Bierhoff's face, and both took to their heels and led the officers a lively chase. The officers fired several shots, and sinally ran the robbers down. Six geese, eighteen turkeys, and eight chickens were found hidden in the rocks.

The prisoners. Thomas Leary of 1.760 Third avenue and Frank McEvoy of 116 East 110th street, were held for trial.

lence in this country would result in a race war.

The Belgian Minister referred Daniels's communications to L. De Give, the Belgian Consul at Atlanta, Ga., and to L. Charrier, the Belgian Consul at Savannah, Ga., with Instructions to ascertain all about Daniels, his capacity, his reliability, his past history, &c. A competent detective made an exhaustive Investigation and reported that Daniels was all right.

THE TROLLEY IN BROOKLYN.

power of attorney to act for him, and started on a frip through Canada. Two or three days ago the broker returned. He found, he says, that Sherwood had been systematically robbing him in his absence, an examination of the books showing a shortage of \$5,000. Sherwood was arrested at his home on Thursday night. He confessed having taken considerable money, but in the Tombs Police Court resterday he pleaded not guilty and was held in \$2,500 ball for examination. Sherwood is 25 years old and unnarried. 612,500 Damages for Mrs. Aunia Cannon-A Horse Killed by Electricit;

Mrs. Annie Cannon, who was injured in a rolley accident on the Third avenue line in Brooklyn on Sept. 16, 1802, has obtained in the City Court a verdict of \$12,500 against the Brooklyn City Raticoad Company. When the ase was first tried an inquest was taken by

case was first tried an inquest was taken by default, and the jury assessed damages at \$10,000, \$2,500 less than the amount awarded by the jury who heard the defence of the railroad company.

Mrs. blien Phillips, aged 63 years, of 322 Reld awange, Broakira, died on Thursday night at the Sensy Hospital of injuries received about a week age in a trailey accident.

Fieldler W. Windrethof 301 Sixteenth street, Broakira, was driving in Hamilton avenue, near the towards bridge, resterday morning, suddenly his horse leaned in the air, and then falling in a hear, died instantly. Experts said that the horse was killed by an unusually heavy charge that had escaped from one of the rails of the troiley read. The driver received a severe sheek when the horse was killed.

The wagen of Feddier James Hales of 48 Columbia street, Brookiya, was sanasted vesterday in a collision with a Fifteenth street troiley car at Fifteenth street and Fighth avenue, Haley escaped with slightingaries.

The Uprising to Santo Bostingo,

Garge calls, \$8507, harthe Enried Press cause the Commissioner voted to grant a license to a saloon in Flatbush avenue after an alleged promise not to do so. Mr. behievmann wrote that under the circumstances he did not leed called upon to resign. Mayor Boody resplied that he had no power to compet Mr. schilemann to resign and added:

I acknowledge your personal assurance that the matter was averlooked without intensional wrong, but, nevertheless, the fact remains that certain citizens have been prevented from exercising their rights, and for whatever damage they may suffer no present redrome exists. Kingston, Jamaica, Dec. 22. Petalis are ecanty regarding the rising against President Houseaux of Santo Domingo. The latest vices received here are to the effect that materials is well underswar and that traversment has no yet succeeded in pressing it test slorades who was exted freshiculations and who went to in Island, has gone back to and I familiary the purpose of adding the invergence.

After age two affices to a control or age two affices to a control or DESCRIPTION OF THE PROPERTY AND Years and I tried in Sex of the statement of Man V. T. Buck. Clifed Send for Tradition Wood ... 1) \ SWIFT SPECIFIC CO. S. S. S. S.